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Witness is called and duly sworn on 31.07.2026

Cross examination by Smt. S.V.K for Shri. P.F.G. advocate for plaintiff:

I am residing at Joshi Mala in Shahapur. I am doing casting manufacturing business. I am doing said business since last 25 years. I do not know about the plaintiff. I know about the firm called Ajay Enterprises and I know the father of the plaintiff by name Shah. I used to purchase the CI scrap from the plaintiff firm. Till 2010 I was doing the transaction with Ajay Enterprises. After 2010 I have not made any transaction with the Ajay Enterprises. It is false to suggest that till February 2020 I have made the transaction with Ajay Enterprises. When I was doing the transaction with Ajay Enterprises I used to make the payment through Bank. Sometimes, I used to make payment immediately after supply of CI scrap and sometimes I used to make payment subsequently.

2. I cannot remember the last payment made by me to Ajay Enterprises. It is true that till 08.10.2020 I have made payment to Ajay Enterprises. It is false to suggest that for the last transaction made during the

year 2010 I made payment of amount on 08.10.2020. When it was suggested to the witness that on 08.10.2020 I made the payment of Rs.1,50,000/- to the plaintiff, witness said that in respect of the amount due to the plaintiff's father I made the payment to the Bank account of the plaintiff's father. It is true that for the purchase of articles made during the year 2010 I made the payment on 08.10.2020. Regarding the supply of materials from the plaintiff they used to issue the receipt to me.

3. It is false to suggest that receipts are used to be issued as per Ex.P 3 to P 23. I say that I used to sign on the receipt issued while receiving the materials from the plaintiff. It is true that Ex.P 24 is the ledger statement relating to my transaction with the plaintiff. It is false to suggest that Ex.P 24 contains my seal and signature. It is false to suggest that as per the Ex.P 24 an amount of Rs.26,53,389/- is due from me to the plaintiff. It is false to suggest that I was due to pay an amount of Rs.28,22,224/- to the father of the plaintiff. It is true that during the year 2020 I have made the payment of Rs.4,80,000/-

towards the Bank account of Ajay Enterprises. Witness said that it was to the Bank account of the plaintiff's father. It is false to suggest that in respect of the materials purchased during February 2020 I made the said payment. It is false to suggest that after 2020 I was due to pay an amount of Rs.23,42,224/- to the plaintiff. It is true that I have received a legal notice issued by the plaintiff through their counsel.

4. I have not given any reply for the said legal notice. I have not appeared before the DLSA, Belagavi for pre-institution mediation. It is false to suggest that I have made the transaction with the plaintiff till February 2020. It is false to suggest that Shri. Abhimanyu Shah has approached me to request me to make the repayment of the amount. It is false to suggest that in order to escape from my liability to repay the amount I depose falsely before this court. I have not produced any documents to show the payment of amount by me to the plaintiff. I can produce the documents before this court.

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Re-Examination: Nil.

(Typed to my dictation in the Open Court)

R.O.I.&A.C.

(Manjunath Nayak)
Prl. Dist.& Sessions Judge,
Belagavi.